

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

ORDER OF CANCELLATION IN PART OF WATER APPROPRIATION A-8403

AND APPROVAL OF MAP NUMBER 20623

WATER DIVISION 2-C

BACKGROUND

1. Records on file in the Department of Natural Resources (Department) show that land located in the S½SE¼ of Section 10, Township 29 North, Range 06 West of the 6<sup>th</sup> P.M. appurtenant to surface water appropriation A-8403 is owned by Kenneth Ehrenberg.
2. Records on file in the Department show that land located in the SW¼ of Section 11, of said legal description appurtenant to surface water appropriation A-8403 is owned by Bernard Jorgensen.
3. Appropriation A-8403 has a priority date of December 15, 1952, and authorizes the use of water for irrigation of the 165 acres of land described below. The water may be diverted from Sorensen Reservoir (A-5110) at a point of diversion located on the north bank of the reservoir in the NE¼SW¼ of Section 11, Township 29 North, Range 06 West of the 6<sup>th</sup> P.M. in Knox County. Water diverted shall not exceed the amount of 8 acre-feet per annum.

Township 29 North, Range 06 West of the 6 <sup>th</sup> P.M. in Knox County	Acres
Section 10: SW¼SE¼	36
SE¼SE¼	40
Section 11: NW¼SW¼	16
NE¼SW¼	26
SW¼SW¼	35
SE¼SW¼	12
TOTAL	165

4. On December 14, 2020, Kenneth Ehrenberg filed relinquishment REL-9247, relinquishing the right to divert water under a portion of appropriation A-8403 to irrigate the 76 acres of land described below.

Township 29 North, Range 06 West of the 6 <sup>th</sup> P.M. in Knox County	Acres
Section 10: SW¼SE¼	36
SE¼SE¼	40
TOTAL	76

ORDER

IT IS HEREBY ORDERED:

1. Part of appropriation A-8403 for use upon the 76 acres of land described above is CANCELLED.
2. Appropriation A-8403 now authorizes the appropriator to divert water from Sorensen Reservoir to irrigate the 89 acres of land described below and depicted on map number 20623 which is made a part of this Order. The point of diversion remains in the NE $\frac{1}{4}$ SW $\frac{1}{4}$  of Section 11, Township 29 North, Range 06 West of the 6<sup>th</sup> P.M. in Knox County, as depicted on map number 20623. Water diverted shall not exceed the amount of 8 acre-feet per annum.

<u>Township 29 North, Range 06 West of the</u>		
<u>6<sup>th</sup> P.M. in Knox County</u>		<u>Acres</u>
Section 11:	NW $\frac{1}{4}$ SW $\frac{1}{4}$	16
	NE $\frac{1}{4}$ SW $\frac{1}{4}$	26
	SW $\frac{1}{4}$ SW $\frac{1}{4}$	35
	SE $\frac{1}{4}$ SW $\frac{1}{4}$	<u>12</u>
	TOTAL	89

3. All terms and conditions of appropriation A-8403 remain in effect unless specifically changed by this Order.
4. The appropriator must comply with all relevant statutes. These relevant statutory requirements include, but are not limited to, the following:
  - A. Notify the Department of any change in ownership or address.
  - B. Notify the Department of the name and address of the person responsible for the use of the water appropriation (this may include farm managers, tenants, or relatives that actually apply the water to the approved use).
  - C. Obtain approval from the Department prior to taking any action that changes the location of the point of diversion, the location of the place of use, the type of use, or the type of appropriation.

ADDITIONAL INFORMATION

Failure to comply with all laws and regulations pertaining to surface water appropriations and any orders issued by the Director of the Department of Natural Resources may result in the cancellation of the appropriation, temporary closing of the appropriation, administrative penalty, criminal prosecution, or any combination thereof.

Nebraska law provides that failure to use a portion or all of a perfected appropriation for more than five consecutive years may result in cancellation of the appropriation.

DEPARTMENT OF NATURAL RESOURCES



January 19, 2021

---

Thomas E. Riley, P.E., Director

A copy of this Order was posted on the Department's website. Copies of this Order and map number 20623 were provided to the Department's field office in Norfolk, Nebraska. Copies of this Order and map number 20623 were mailed on January 19, 2021, to the following:

Kenneth Ehrenberg  
52739 874 Road  
Winnetoon, Nebraska 68789

Bernard Jorgensen  
87440 526<sup>th</sup> Ave  
Winnetoon, Nebraska 68789